

**PROCEEDINGS OF THE BROWN COUNTY**  
**HUMAN SERVICES COMMITTEE**

Pursuant to Section 19.84 Wis. Stats., a regular meeting of the **Brown County Human Services Committee** was held on Wednesday, April 24, 2013 in Room 200 of the Northern Building – 305 East Walnut Street, Green Bay, Wisconsin

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**Present:** Chair Evans, Supervisor La Violette, Supervisor Robinson, Supervisor Hopp, Supervisor Haefs  
**Also Present:** Brian Shoup, Tim Schmitt, Jeremy Kral, Jill Rowland, Judy Friederichs, John Paul, Supervisor Sieber, Supervisor Van Dyck

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**I. Call Meeting to Order.**

The meeting was called to order by Chair Pat Evans at 6:03 p.m.

**II. Approve/Modify Agenda.**

**Motion made by Supervisor La Violette, seconded by Supervisor Hopp to modify the agenda to take Item 5 following Item 1d. Vote taken. MOTION CARRIED UNANIMOUSLY**

**III. Approve/Modify Minutes of March 27, 2013.**

**Motion made by Supervisor Hopp, seconded by Supervisor Robinson to approve. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Comments from the Public**

None.

**Report from Human Services Chair, Patrick Evans**

Chair Evans congratulated Human Services Director Brian Shoup on the new position he will be taking with the State of Wisconsin as Administrator of the Long Term Care Division.

**1. Review Minutes of:**

- a. **Aging & Disability Resource Center of Brown County Board (March 28, 2013).**
- b. **Board of Health (January 8, 2013).**
- c. **Human Services Board (March 14, 2013 and April 11, 2013).**
- d. **Veterans' Recognition Subcommittee (March 19, 2013).**

**Motion made by Supervisor Hopp, seconded by Supervisor La Violette to receive and place on file Items 1 a – d. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Communications:**

- 2. Communication from Supervisor Robinson re: Request the County Board consider passing a resolution to call upon the WI Legislature, as part of its 2014-15 Budget to accept the increased Medicaid funds available from the Federal Government.**

Supervisor Robinson reported that he would like consideration given to passing a resolution that addresses the Medicaid issue at the State level. He provided a draft resolution, a copy of which is attached. Robinson believes it is in the County's best interest from a financial standpoint as well as from

the standpoint of looking out for the County's residents that the State accepts the enhanced Medicaid funds so we can use Badgercare to cover people between 100 – 133 percent of the poverty level. Under the current proposal from the Governor, those people are not covered by Badgercare and will be forced to look at getting health insurance through the public exchange beginning in 2014. Between the co-pays and the deductibles, Robinson did not feel that people in that income range would be able to afford this.

Robinson continued that there are a number of counties around the state that are considering similar resolutions calling on the State to accept that money and he is asking that Brown County do the same. He felt this would be beneficial for a number of reasons including saving money by providing health insurance to the people to make them less dependent on County services and it would also save money on our income taxes. This would also serve to increase health insurance availability to over 7,000 people in Brown County and would also affect economic development as there are estimates that this would generate upwards of 10,000 jobs in the State, many of which will end up in Brown County.

Robinson reported that the argument for not accepting the money is that if the federal government does not come through with the funds the State will be on the hook for the entire cost of the program; however, this is not true in that the State can opt out of the program at any point. The way it works is that the federal government pays 100 percent for the first few years and after that it works its way down to 90 percent and we would pay the balance. Robinson stated that we accept billions and billions of dollars in federal aid for all kinds of programs but for some reason we balk at the funds which are already set aside for this basic human need.

Hopp stated he would not support this. He stated that the funds available are an extension of the Affordable Care Act and in his opinion it was an unconstitutional overreach by the federal government to even pass the Affordable Care Act. As far as saving anybody money, Hopp opined that this is still taxpayer money that ultimately comes from the taxpayer. Hopp felt that the federal government and their spending habits are out of whack and will continue to be out of whack and never put in check as long as counties and states continue to accept what he considers hush money for lack of a better term. Hopp continued that a County budget is debated every year and they worry about pinching pennies, however, the federal government feels like they can continue spending but at the end of the day where the rubber meets the road is in the pocketbooks of the everyday citizen. He felt that until local governments stand up and say they will not accept the money we will continue to see out of control spending at the Washington level.

Supervisor La Violette said her understanding is that money is already approved by the federal government and if Wisconsin does not take it, it will be distributed to other states. She continued that she is very concerned about all people having access to affordable healthcare and she may not agree 100 percent with what has been passed but she does want all people to have access. La Violette continued that she believes the hospitals have gone on record to say that they would like us to accept this money because when people are sick, even if they do not have insurance they still go to the emergency room and that is cost prohibitive and at some point we all pay for this. She would strongly support moving this along to Madison.

Haefs stated that with all due respect, he could flip nickels on resolutions that go to Madison. He goes back in County government for 21 years and he has not seen a State representative at any County Board meeting and he did not feel they cared what was done on the County level. He felt this was well intentioned, but Haefs does not think these have ever affected anyone in Madison. Haefs was not convinced that the facts set forth in the resolution were verifiable and Robinson stated that they are. Haefs stated that he will not be supporting this at this time.

Supervisor Sieber stated that he was fully in support of this.

Chair Evans stated that he sees both sides of this but will probably not support this because he has been working in trying to get Family Care here. Although he does not know if that is going to happen, he met with Representative Nygren last week and felt we might be able to get some dollars in the budget that will be the second chance dollars. He felt this was a political issue and he is worried right now about getting Family Care dollars here. He will not support this because in talks regarding Family Care it just may not fly with the republicans that are in power right now. He referenced the golden rule of "he who has the gold makes the rules" and he indicated that he would be working to get some money into Family Care instead.

Robinson said he appreciated the differing opinions on this issue but wished to make a few points. First, it is unfortunate that this has become a political ball because people having access to basic healthcare is not political. Robinson felt this was a responsibility that we as a community need to put forth. He is not talking about anything outrageous but is just talking about simple basic healthcare. Secondly, he indicated Hopp brought up a good point in terms of federal government overspending, however, Robinson opined that if the State wants to send a message about the federal government not spending more money than it has, he would prefer the Committee to find a different way to send that message because right now in this biennium budget we have accepted billions and billions of dollars and he would rather see a message sent in a way that does not affect people in a negative way. In terms of saving the money, Robinson stated that right now the State would spend \$100,000,000 more on this budget cycle by rejecting the money and granted it will be made up but at the same time, Robinson is not sure why we would want to spend more money to cover those people because he felt that is what will happen.

Haefs indicated that he appreciates Robinson's good consideration and perhaps he is being too callous, but he did not feel that anyone is listening to what is going on. Robinson stated that there are at least 15 counties around the State that are looking at similar kinds of statements and there has been coverage in a lot of different newspapers on this. Robinson does think that this is not just whistling in the wind but he felt this is something that has gained some momentum around the State and this may make somewhat of a difference.

Hopp stated he appreciates Robinson's thoughts and he does believe that healthcare is an issue but he does not agree with what was done. He felt you cannot on one hand condemn and on the other hand accept so you need to take a stand and he understands that there are other government entities that have accepted funds. He agreed that it is too bad that we are arguing about health care because he does think that it is an important issue and it is too bad it went this way. Hopp stated he has no problem in giving a hand up to those that are unable to do what they need to do but he is opposed to a handout.

Van Dyck felt there were a lot of things to do with the County that are under the Board's control that deserve attention and time and he appreciates Robinson's input and knowledge, but he felt it was a bit presumptuous to know all of the intricacies of what it means to accept or not accept this money. He felt that there are elected officials such as State Senators and Representatives that are closer to this problem and should be dealing with it rather than trying to spend time at the County Board level trying to tell the State what to do. He realizes that this impacts the County but this is a statewide issues that he felt was best left up to the statewide representatives.

Haefs concluded that he appreciated Robinson's hard work and will send this on to the County Board with a positive vote.

**Motion made by Supervisor Robinson, seconded by Supervisor La Violette to approve and forward on to County Board. Vote taken. Ayes: Robinson, La Violette, Haefs Nays: Hopp and Evans. MOTION CARRIED 3 to 2**

3. **Communication from Supervisor Robinson re: To consider boosting funding for diversion courts to handle drug and mental health cases as part of the 2014 budget.**

Robinson stated he did not have a whole lot to say on this other than at the last County Board meeting the Board voted to approve hiring of another District Attorney to deal with drug cases, but it seems to him that as effective as that may or may not be in increasing public safety, what would really increase public safety is keeping people from getting involved in drugs in the first place; whether this be done by prevention or treatment. One of the best ways this is being done right now is diversion courts to handle drug cases and he felt that getting a mental health court going would also be a good idea.

Haefs has no problem looking into this and stated that the Board should be looking at budgets 12 months of the year and not just at the spur of the moment at budget time. It was refreshing for him to hear something in April dealing with the budget.

Supervisor Hopp stated he will support this.

**Motion made by Supervisor Robinson, seconded by Supervisor Haefs to make a formal request of the County Executive to increase funding for diversion courts for drug and mental health cases as part of the budget. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Aging & Disability Resource Center**

4. **Budget Status Financial Report for February, 2013.**

**Motion made by Supervisor La Violette, seconded by Supervisor Hopp to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Health Department**

5. **Recommendation to Amend Chapter 38 Public Nuisance Ordinance, (4)(2)(a)(ii) Odor Violations to change the number of verifiable complaints that would initiate a citation from (the current) three (3) to two (2) verifiable complaints. *Held from January meeting.***

*Although shown in the proper format here, this item was taken following Item 1d.*

Don Johnson from Sanimax, 2099 Shawano Avenue, Green Bay, Wisconsin was in attendance and addressed the Committee. Johnson stated that last time he was before the Committee he was asked to provide an update after three months. Johnson reminded the Committee that last October they hired an industry leading expert who came to Sanimax for an inspection and then provided a list of recommendations. Sanimax has implemented each of these recommendations and has seen improvement in their odor profile. Sanimax has also made the decision to go even further and they will be purchasing new technology in the form of a regenerative thermal oxidizer that they are in the process of implementing. They will be installing this very large piece of equipment and the installation should be complete by the end of June, 2013. Johnson proposed for Sanimax to continue to meet with the Health Department, in particular in July, and provide them with updates on how they are progressing.

Supervisor Hopp asked if this technology has been implemented at another Sanimax facility. Johnson answered that it had not and stated that this technology is new to their organization. This technology is very prevalent in Europe and Sanimax has sent a team to Europe to see how this technology is utilized there. Hopp asked Johnson if he was familiar with the Sanimax facility in South St. Paul and Johnson indicated that he was. Hopp stated that they had similar problems at that location and a number of measures were taken in an attempt to abate the problem. Johnson responded that in the South St. Paul facility they are adding additional equipment this year to handle their odor abatement. Hopp also asked

Johnson if he was familiar with circumstances at Sanimax plants in Columbus, Ohio and Montreal, Canada, but Johnson was not familiar with these facilities.

Robinson referenced Johnson's earlier comment that things are getting better and he asked Johnson for a timeframe. Johnson stated that they began implementing changes in late December or early January. The six recommendations were finalized in the middle of March and Johnson stated that they have seen improvement throughout that entire period of time. Robinson then asked how the improvements are being judged and Johnson stated that one of the recommendations was a PID sensor which shows that the particulus has decreased and in addition, the number of odor complaints has decreased over that period of the time. Robinson stated that all he has to go on are the complaints that Chair Evans has passed on that are received by the Health Department and he noted that there are consistently about four or five complaints per month since the first of the year, including in April. Based on that, Robinson does not see an improvement. Johnson responded that in the current year they have only had five verifiable complaints. Health Department Environmental Manager John Paul confirmed that there have been nine complaints coming into the Department with five being verified with the last verified complaint being on March 5, 2013. Paul noted that there were also three complaints in April but they have not been verified.

La Violette asked who the odor complaints are received from. Robinson stated it looked like they were received from businesses in the area such as Green Bay Converting, Little Rapids, Larsen, and Belsen and there have also been some residential complaints. La Violette asked Johnson if he had ever met with Green Bay Converting regarding the complaints and Johnson responded that they met with them last summer and offered to meet again however Green Bay Converting declined a second meeting. Evans stated that he had also received complaints from Alderman Sladek and Alderman Sawyer that they have received calls from people complaining about the odors. Robinson read a statement he had received from Alderman Sladek that asked the Committee to support the reduction from three complaints to two complaints.

Evans stated that he had also met with Supervisor Steffen who represents the Village of Howard and he noted that the Village of Howard is also displeased. Johnson stated that he met with the Village last fall and since that point in time they have made a lot of dramatic changes. Evans continued that in the Fall of 2002 he had a conversation with one of Johnson's predecessors, Tim Wolf, as to how to reduce the smell from Animax (now Sanimax) so this is basically ten years old. The memo Evans had from his conversations with Tim Wolf talked about how they were going to reduce the smell by incorporating new biological treatment systems and installing ozone generation equipment, buy tower scrubbers to thoroughly scrub the air and take other measures. Evans acknowledged that this is a difficult situation, but he noted that he has been dealing with these odor issues for ten years now. The issue now is that people in Howard are dealing with it and some other parts of Green Bay are also dealing with it. Evans did not want to wait for something to be done any longer. Evans did appreciate that Sanimax is making attempts to remedy the situation but stated that summer is coming and that makes things more problematic. Evans will be sending a mailer to all of his constituents containing the Board of Health numbers to be used in the event they need to call in odor complaints.

Evans asked Johnson if they currently use any type of masking agent and Johnson stated that they do not. He also responded that he has only had a year in at Sanimax but they have undertaken a number of steps in the past year. Johnson is asking for time to get the technology in place and get it up and running. Evans stated he has been patient for ten years and Johnson acknowledged that at certain times there are challenges with smell but they are working on this problem.

Evans continued that he has talked to people everywhere including some employees of Sanimax who have provided inside information and Evans felt that from this information there is a lack of commitment from the Sanimax organization. Johnson responded that another step they have taken is implementing an odor control task force. As part of this task force, two or three times a day, depending on the season, a

person goes out and does a test for odor around the facility and determines what the intensity of the odor is. Johnson continued that they have invested between \$750,000 and \$800,000 on these issues and based on that he would challenge Evans' comment regarding lack of commitment.

Evans stated that this odor problem has caused great frustration and asked John Paul how many other companies have had odor complaints filed against them other than Sanimax. Paul responded that there was one other business.

Robinson asked if assuming there was an ordinance in place that reduced the number of complaints from three to two, how many times Sanimax would have been fined this year and Paul answered none so far this year. Paul continued that as reported at the September, 2012 Human Services meeting, 52 complaints had been filed between January and August of 2012 and had the ordinance been changed this would have resulted in seven citations being issued. Paul continued that for the previous year there would have been seven citations issued. Robinson asked if the majority of complaints come in the summer and Paul responded that they seem to be more generated by the wind and they get the most complaints when there is a north, northwest wind which is more of a winter/spring wind. Summer typically does not have a predominant wind.

Robinson asked Johnson when the Committee could expect this problem to be fixed and Johnson reiterated that the equipment will be going into place in late June and they would need a few weeks to fine tune the equipment and he felt there would be a dramatic improvement by mid-July, although Johnson is not saying that they will never have an odor complaint as there is always the possibility of equipment malfunctions.

Haefs asked what exactly a verified complaint is. Paul stated that when the Health Department is notified of a concern or complaint of an odor issue in the County, they ask the name and address of the potential offending party and they then have an inspector physically go out and verify whether there is an odor or not. This is verified by a four step process. Inspectors go to investigate each odor complaint that is filed.

Evans did not see why the Committee would be opposed to lowering the number of complaints from three to two if Sanimax is taking an honest approach in correcting the problem. He did not see why moving the number of complaints from three to two would be a problem.

La Violette stated that the community has been dealing with an odor issue with Animax and Sanimax for at least 50 years. She will not vote for an ordinance change tonight because she recalled the last time the Committee heard from Johnson they told him the Committee would work with him and give him time. If this was an easy problem to solve La Violette felt the former owners would have solved it, especially since the former owners live in Green Bay. It sounds to her that Sanimax is taking steps to improve the problem and she is more than willing to wait until the end of July to see what happens. She would rather work with area businesses and it makes sense to her that Sanimax is working on this and will have significant improvement by the end of July.

Haefs stated he always likes to go back to the people in his district and he would like to know what his constituents would like him to do. Evans stated that Sanimax is not in his district, although his district is affected by it. Sanimax is in Supervisor Steffen's district however Steffen was not in attendance at the meeting. Evans stated that he has spoken with Supervisors Steffen and Vander Leest as well as Alderman Sladek and they are all in support of reducing the number of complaints from three to two. La Violette stated that she was in favor of reducing the number of complaints as well, but she did not feel that two months after a 50 year problem is going to make that much difference.

Haefs stated that to him a verifiable complaint would be if you have one on Sunday that's verified and one on Tuesday that is verified and one on Friday that is verified, he would view this as three verified

complaints and he asked if there was a time limit on the verified complaints and Paul responded that it was 24 hours.

Hopp told Johnson he wished to make it clear that he trusted what he was saying and felt that Sanimax had good intentions but acknowledged that Johnson was somewhat behind the eight ball because from his research of Sanimax this problem is not unique to Green Bay but actually happens all over the US and in Canada. Hopp wished Johnson luck in combatting this problem but indicated he felt it was an uphill battle within the organization to get this corrected. That being said, Hopp agreed with Evans in that if the corrections are made and the odors do go away, Sanimax would not be affected by the ordinance because they will not be putting out odors and therefore would not be affected. Hopp will support the drop from three to two complaints because if there is not an issue there will be no fine. Hopp stated that if this is done tonight it will go to the May County Board meeting and the ordinance would not be approved until the June meeting. He again wished Johnson luck and indicated that enough is enough and the Committee and Board has to be accountable to the people they represent.

Johnson reminded the Committee that last year Corporation Counsel recommended against dropping the number of complaints from three to two as it was unenforceable by law. On top of that, Johnson mentioned that this was the most restrictive odor ordinance in the State of Wisconsin and further, it was recommended last time Johnson addressed the Committee that the Health Department go back and look at this. The Health Department came back and recommended leaving the odor ordinance as it is. Evans stated that the Board of Health which is the governing body voted to reduce the number of complaints and Evans also spoke with Corporation Counsel on this. Health Department Director Judy Friederichs stated that there was a subsequent meeting of the Board of Health where it was voted to keep as is and it was after Human Services met. Evans said it was more of a discussion than a vote and they said to let the County Board take care of it.

La Violette asked for clarification regarding if the number of complaints is dropped to two and the Health Department goes out and issues a citation, what happens next. Robinson answered that for the first violation there is a fine of \$50 - \$500; the second violation would result in a fine of \$250 - \$1,000 and the third violation within a year would result in a fine of \$1250 - \$2000.

Robinson has several concerns and stated that he is supportive in principle of the idea of going from three to two complaints. He acknowledged that Johnson and Sanimax, at least locally, is trying to fix the problem and is spending quite a bit of money to do so. He noted that last year there could have been six citations issued to Sanimax under the reduced ordinance but the most they would have paid under those circumstances would have been less than \$10,000. He acknowledged that that is a sizeable amount of money but he was not sure that the amount of money for fines will make a great difference, even with charging the maximum fines. Robinson noted that we are already one third of the way through 2013 and there have been no citations. His final concern is that he loathes writing an ordinance that is geared to one company because this affects the entire County. This would seem to him that it would be a one property ordinance but a 40 mile wide ordinance and he has some concerns with this. His inclination would be to put a hard deadline on this for the July Human Services Committee meeting. Robinson also felt that the Committee should also look at the fine structure.

Haefs inquired as to what happens if an odor complaint is made on a Sunday. Evans responded that a sanitarian is called to go out and verify the complaint. Haefs felt that perhaps an abuser fee should be looked at for this. The fine is one thing, but he questioned how much money is spent by sending people out to investigate. The real cost is if you have a verifiable complaint that goes to the Court, what does the County get out of it since most of the fine money goes to the State. The County is not recouping anything and yet the taxpayers are paying for people running out at all hours of the day and week to investigate and that does not make sense to him. Friederichs noted that most of the referrals, particularly related to Sanimax, come in during the work week by adjacent businesses. Haefs reiterated that one of the things

that really needs to be looked at is if calls are coming in and the inspectors are constantly going out there and there is an odor, some of those costs should also be recouped. Evans agreed with this as long as the complaints are verified.

La Violette felt a lot of good comments have been made by the Committee and some good questions have been asked. She would like to defer action on this until the July Human Services meeting and at that time she would like to hear that Sanimax has indeed followed through on what they told the Committee they were going to do and she would also like to take time after that to look at writing a good ordinance that covers the issues that were raised.

Robinson stated that he did write to Corporation Counsel regarding some questions and was advised by Juliana Ruenzel that she did not have a great concern in going from three complaints to two. The other issue brought up by Corporation Counsel is that it may be that we can bring this up under a public health nuisance law. The health nuisance law contains verbiage specific to noxious odors. Friederichs stated that in the past what had been done when they revised the ordinance was they tried to realign the ordinance and make it more specific. Robinson was agreeable to using July as a drop dead date.

Hopp stated that he will not support a motion giving Sanimax until July as he felt that if odors were not being given off there would not be a problem. Hopp stated that either the problem gets fixed or things will not be good for Sanimax and it would be in Sanimax's best interest to have something tangible in place by July.

Haefs advised Johnson that this will go before the County Board at its next meeting in May.

**Motion made by Supervisor La Violette, seconded by Supervisor Haefs to give Sanimax time to fulfill the commitments made until August and look at the ordinance at that time. *No vote taken.***

**Motion amended by Supervisor La Violette, seconded by Supervisor Haefs to give Sanimax until the July Human Services meeting to fulfill the commitments made and look at the ordinance at that time. Vote taken. Ayes: Haefs, Robinson, Evans, La Violette Nay: Hopp. MOTION CARRIED 4 to 1**

6. **Director's Report.**

Health Department Director Judy Friederichs reported that there was one item she wished to call the Committee's attention too. She indicated that an influenza virus is being tracked in China known as H7. This virus is avian in origin and is quite severe but is not at the pandemic level at this time. What would make this a pandemic would be if this virus started to easily transmit from person to person but so far there is not evidence that this is easily transmitting. One of the challenges with this virus is that although it is identified as being avian in origin, the birds that have been tested have only shown a very small percentage that are affected and the birds themselves do not appear to be ill. Friederichs continued that this has been an interesting situation to follow and to date there has been about a 20% death rate with this. The most-recent report Friederichs has seen is that there have been about 100 cases and 20+ deaths. Friederichs indicated that they have a network of about 80 healthcare providers of various disciplines that they keep in regular e mail communication with to stay updated on this.

**Motion made by Supervisor La Violette, seconded by Supervisor Robinson to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**



**Human Services Department**

**7. Executive Director's Report.**

Human Services Executive Director Brian Shoup provided a written Director's Report, a copy of which is attached. He outlined this report for the Committee and wished to add that he appreciated the support he has received from the Human Services Chair in discussions with Representative Nygren about a possible plan B. Shoup continued that if Family Care is not going to expand in the next few years, the next best thing would be to be able to get the people on the waiting list access to long term care services. This would take away both the perception and the reality that having access to long term care no longer depends in Brown County on where you live.

Following the Director's Report, the Committee thanked Shoup for his services.

**Motion made by Supervisor Hopp, seconded by Supervisor Robinson to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

**8. Proposed Contract & Quality Analyst Position.**

Jill Rowland, Contract and Provider Relations Manager and Brian Shoup addressed the Committee on this. Shoup stated the Human Services Department had budgeted for and the Board approved an additional .4 support staff position for 2012 to work with Jill Rowland. Rowland has worked leaner and leaner over the years with fewer staff to help her.

Shoup continued that they have had a contract individual working for them for many, many years and this person, Gary Tilkens, is responsible for the certification of adult family homes. Adult family home facilities are probably one of the most single cost effective methods of care that the County has. Tilkens has indicated a desire to retire on several occasions, however, he has continued on but recently has indicated that he will be retiring effective in July. What they would like to do is alter two positions and use that money to create a position that would continue to certify adult foster homes and would, in addition, assist the Contract and Provider Relations Manager with various tasks.

Rowland stated that Tilkens currently certifies 50 adult family homes and the certifications go throughout the year. In the adult family homes, the consumers move in to an individual home and that is where the care and supervision is provided. If these individuals would have to go into a facility, the rates could be as much as triple what is paid to an adult foster home. Tilkens certifies the homes and trains and mentors and works with case managers to make sure good matches are being made and that compliance is being met. On the contract side of it, they work with Rowland who indicated that there are over 200 contracts every year.

Shoup stated that they would need this to go to Executive Committee and they are asking that the Chair take this to the Executive Committee to have this proposal thoroughly prepared and ready to present in resolution format. Evans asked if this needs to be done by the May Executive Committee meeting and Shoup responded that if it went to the May meeting they would be able to properly recruit and he felt that recruitment could take some time. Shoup stated if the Chair was uncomfortable with this he would understand and he would bring this back and do a formal presentation at the next meeting. Evans questioned if this was a make or break position and indicated he would rather wait another month as he was not sure this was that pressing. Rowland indicated if this was held for a month they may not get the position filled and they would have to look for an outside firm to do certifications until the position was filled.

Robinson asked if under the present schedule they felt they could get the position filled by July and what the significance would be in waiting to fill the position until August. Rowland indicated that the current

person would have everything certified through July. Robinson asked if it would be possible to have Tilkens stay a little longer but Shoup did not think he would be interested in this.

Evans understood where Shoup was coming from, but he really only likes bringing these to the Executive Committee when it is a very large issue. He stated that he would rather wait a month than bring this to the next Executive Committee meeting.

Hopp indicated that the budget impact would be a wash and Rowland indicated that this may actually result in a bit of savings. Hopp did not have a problem having this put through to the Executive Committee at this time.

Haefs stated that he will simply approve this a month from now and for recruitment purposes he would not have a problem pushing this through to the Executive Committee.

**Motion made by Supervisor Hopp, seconded by Supervisor La Violette that Human Services Committee supports putting a Contract Quality Analyst position on the Executive Committee agenda. Vote taken. MOTION CARRIED UNANIMOUSLY**

9. **Financial Report for Community Treatment Center and Community Programs.**

Finance Manager Tim Schmitt stated that end of year results for 2012 are in. Community Programs came in with a surplus of \$2,194,023.19 while the CTC had a deficit of \$595,811.78. A transfer of \$1.6 million dollars was made to the general fund.

**Motion made by Supervisor La Violette, seconded by Supervisor Hopp to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY**

10. **Discussion and possible action as to competitive bargaining of salary and compensation for positions in human services department.**

- a. **Closed session: Discussion as to competitive bargaining of salary and compensation for positions in human services department, pursuant to Wis. Stat. § 19.85 (1)(e) deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.**
- b. **Reconvene in open session: Discussion and possible action as to competitive bargaining of salary and compensation for positions in human services department.**

A discussion was held as to whether to have a closed session at this time or if this should be held until the following month. Hopp stated that in light of Director Shoup stepping down he felt it would be better to push this off for a month so they can deal with one person throughout this process.

Haefs stated this issue could be fairly general but he wanted to give a highlight of this item to the Committee because it seemed like it may be somewhat vague. Evans stated that he had worked with Corporation Counsel to get this as a closed session but a lot of things they were thinking about would be discussed in general terms.

Haefs shared his concerns with the Committee and stated that not this last November but the November before he was on the City Council and that is when everything changed with the unions. At both City Council and County Board motions were made for health insurance, retirement and similar things and wages were frozen for employees. Over the years, Haefs history with the unions has always been that consultations were held in closed session as to what can or cannot be done. When November came and it was budget time there was nothing left for any employees and the status quo was maintained. Haefs

continued that he has spent all these years being involved in this and who decides what we do with the employees with regard to wages and benefits and things of that nature. He mentioned that in January, 2013 the healthcare was changed. He wanted to know what Committee made the motion to the County Board that was later voted on. It seems to Haefs that if the health insurance policy is changed, whether it is a decrease or increase of the deductible, the County Board should be involved in this. Shoup recalled that the change in health insurance was done in the budget process. If something is to be changed that affects all of the employees in the County, Haefs feels that the County Board should be involved.

Haefs continued that he was upset with the budget in that the issue of increasing wages was never discussed. The City Council looked at this at the City level and gave their employees an increase. All he is asking the Committee is if they feel they should be involved in these types of discussions at this time or if they should just wait until November and what gets plunked on their desks is what they pass. He noted that motions used to be made that administrative salaries be increased by a certain percentage and that would generate discussions. He also noted that in the past the Board was advised as to what was happening. Haefs stated he will not agree to a budget this year without some sort of raise in compensation for employees because the County has a lot of good employees who do a lot of good work.

Evans stated that this could be handled by putting this item on the Executive Committee agenda but Haefs had concerns with this. He stated that he had talked to Supervisor Erickson who said he would like to see pay increases handled on a merit basis. Normally at this time the Board would be looking forward and someone would be coming forward to let the Board know what kind of additions and/or subtractions with regard to compensation are being looked at. Haefs would like to be involved with this at this time rather than waiting until November and have this pop up at that time. He acknowledged that this is a complicated issue to say the least, but as a business owner himself he cannot believe the employees should go another year without getting some sort of increase.

Robinson agreed that something in terms of increases in compensation should be done and further, that the Board should not wait to get what they get in November. He felt the long term answer was the class and comp study that is being done. He would like to see in a systematic way how this will be addressed but he noted that this study will not be ready in time for the next budget. Robinson wondered if it would make sense to request either this Committee or at the full County Board asking County Executive Streckenbach to let the Board know now what his intentions are with regard to employee salaries so dialogue can begin now rather than simply waiting to get what they get.

Haefs stated in the old days they met frequently with Fred Mohr and Don Vander Kelen to discuss salaries and benefits and the Board was always asked what their thoughts were. That is what Haefs is looking at at this time. He is not in favor of this issue coming for the first time in November, especially since the class and comp study will not be done for the next budget.

Haefs will not support another budget that does not provide for some sort of increase in employee salaries. He felt that last year's budget had plenty of room for some sort of salary or wage increase for employees.

La Violette agrees with Haefs and in order to move this discussion forward it would be good to put in a communication to the Executive Committee. She felt this would be a fractured discussion if we need to look at all County employees and probably the most logical place for that discussion to start would be Executive Committee. Haefs stated he would be willing to put in a communication at County Board.

Van Dyck also agrees with the comments made and felt, like La Violette, that the place to have these discussions would be at the Executive Committee as this affects not only Human Services but all County departments. He felt that the time to have these discussions is now so that something can be incorporated into the budget conversations as they take place instead of waiting until October or November. He felt this should be discussed now and he also thought the feelings of the Board should also

be made known in total to the County Executive to say what the Board will support and what the total dollar amount would be.

**Motion made by Supervisor Hopp, seconded by Supervisor Robinson to hold for one month. *No vote taken.***

**Motion made by Supervisor Haefs, seconded by Supervisor La Violette to refer to Executive Committee. Vote taken. MOTION CARRIED UNANIMOUSLY**

11. **Statistical Reports.**
- a. **Monthly Inpatient Data – Community Treatment Center.**
  - b. **Monthly Inpatient Data – Bellin Psychiatric Center.**
  - c. **Child Protection – Child Abuse/Neglect Report.**
  - d. **Monthly Contract Update.**

**Motion made by Supervisor La Violette, seconded by Supervisor Hopp to receive and place on file Items 11 a – d. Vote taken. MOTION CARRIED UNANIMOUSLY**

12. **Request for New Non-Continuous Vendor.**

**Motion made by Supervisor Robinson, seconded by Supervisor Hopp to approve. Vote taken. MOTION CARRIED UNANIMOUSLY**

13. **Request for New Vendor Contract.**

**Motion made by Supervisor Hopp, seconded by Supervisor Robinson to approve. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Veterans Services:**

- 13a. **Discussion with possible action re: Senate Bill 45; see attached minutes from Veterans Recognition Subcommittee for action.**

**Motion made by Supervisor Robinson, seconded by Supervisor La Violette to approve. Vote taken. MOTION CARRIED UNANIMOUSLY**

**Syble Hopp – No agenda items.**

**Other**

14. **Audit of bills.**

**Motion made by Supervisor Hopp, seconded by Supervisor Haefs to pay the bills. Vote taken. MOTION CARRIED UNANIMOUSLY**

15. **Such other Matters as Authorized by Law.**

**Motion made by Supervisor Haefs, seconded by Supervisor Robinson to adjourn at 8:12 p.m. Vote taken. MOTION CARRIED UNANIMOUSLY**

Respectfully submitted,

Therese Giannunzio  
Recording Secretary

TO THE HONORABLE CHAIRMAN AND MEMBERS  
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

**RESOLUTION URGING WISCONSIN TO USE FEDERAL MEDICAID  
FUNDING TO IMPROVE BADGER CARE**

WHEREAS the current proposed state budget rejects \$12 billions in new federal funds for Medicaid, which would have improved the state's BadgerCare program; and

WHEREAS rejecting the federal Medicaid funds deprives an estimated 88,000 adults statewide and over 7,000 Brown County adult residents access to health care coverage they could have had if the funds were accepted; and

WHEREAS the current budget proposal that rejects the federal Medicaid funding increases the costs to Wisconsin for BadgerCare, causing the state to lose \$4.4 billion in federal support over 6 years from a full Medicaid expansion and requiring \$100 million more this budget cycle according to the Legislative Fiscal Bureau; and

WHEREAS in 2014 thousands of Medicaid recipients will be placed in private health insurance exchanges and required to pay premiums resulting in the loss of health care for many due to an inability to pay; and

WHEREAS being underinsured and uninsured impacts the Brown County Human Services Department because it can lead to untreated mental health or substance abuse, lack of preventive health care (that can result in loss of jobs, the inability to function and loss of self-sufficiency), and a continuing burden on the local tax levy (dollars that could have been replaced by federal Medicaid funds); and

WHEREAS rejecting the federal Medicaid funds will increase costs to Brown County hospitals due to unreimbursed emergency room visits, the costs of which are passed on to all area residents who use the hospital; and

WHEREAS over 140 medical, nurse, physician, business, and non-profit organizations across Wisconsin are calling upon the state government to accept the increased federal Medicaid funding, including the Brown County Medical Society, the Brown County Health Department and Aurora Health Care; and

WHEREAS recent studies have indicated that accepting the increased federal Medicaid funding would generate a net gain of 10,000 jobs in the state, many of which will end up in Brown County; and

WHEREAS the current 2011-13 state budget already accepts \$20 billion in federal funding for various programs and efforts, and therefore the state should be willing to accept federal funds for a need as important as basic health care; and

WHEREAS Wisconsin will have the opportunity to opt out of the program at any time should such an action be determined to be in the state's and its residents' best interests; and

WHEREAS Wisconsin Assembly Bill 53, and its companion, Senate Bill 38, requires the state to take action to qualify for enhanced Medicaid funding;

NOW THEREFORE BE IT RESOLVED that the Brown County Board of Supervisors urges the Wisconsin Legislature to support Assembly Bill 53 and Senate Bill 38 and accept enhanced federal Medicaid funding to improve the state's BadgerCare program; and

BE IT FURTHER RESOLVED that, as an alternative, the Brown County Board of Supervisors encourages the Governor and the Wisconsin Legislature to authorize and enable counties to accept enhance Medicaid funding at the county level, thereby ensuring that the citizens in participating counties have access to affordable health coverage; and

BE IT FINALLY RESOLVED that a copy of this resolution be provided to Governor Walker, Wisconsin Department of Health Services Secretary Kitty Rhoades, U.S. Department of Human Services Secretary Kathleen Sebelius and the Brown County state legislative delegation.

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Draft

## Executive Director's Report to Human Services Committee

April 24, 2013

**CTC Administrator Vacancy and Recruitment.** I reported last week that our recruitment for the CTC administrator position vacancy due to Mary Johnson's retirement on April 30 was proving to be difficult due to the compensation range. We were exploring interim leadership options through leased executive firms, but they were cost prohibitive. Fortunately, Ms. Johnson has offered to delay her resignation and serve until the end of 2013.

While this does not solve our recruitment challenges, it does remedy our interim leadership problem, and I want to publically thank Mary for once again demonstrating her dedication to our mission to the mentally ill and those with long term care needs. This will give us the crucial time we need to review the compensation for this position and determine the proper recruitment strategy.

**Barbara Bauer Award.** As most of you know, the Human Services Board created the Barbara Bauer Award in 2010 to encourage a standard of leadership exemplified by Ms. Bauer who served in various capacities for Brown County over her long career until her passing on Christmas Day, 2009. The board reviews nominees on an annual basis but is obligated to confer the award when a candidate is found who meets the established standards. No award has been made until now. At its ~~March~~ <sup>April</sup> meeting, the Human Services Board determined that a nominee – Mary Johnson – met those high standards and conferred on her the first Barbara Bauer Award. We will be holding a ceremony to present the award next month and the award will be hung in the CTC's memorial hall next to Ms. Bauer's memorial.

**Nicolet Psychiatric Center Re-design.** Our planning for the re-design of our inpatient services continues to progress. A preliminary financial analysis by Tim Schmitt and Margaret Hoff indicates favorable savings and revenue generation. A final analysis, clinical services plan, and remodeling proposal will be presented to this committee shortly.

In addition, we will be undertaking moves that will better integrate our outpatient and inpatient operations, creating a complete continuum of mental health services as part of the Nicolet Psychiatric Center. This will involve management restructuring and significantly greater collaboration between outpatient and inpatient clinical staff.

**My Resignation.** As you know, I will be stepping down as Human Service executive director on May 17 to accept an appointment by DHS Secretary Kitty Rhoades as administrator of their Long Term Care Division. As I've indicated, this has been the most fulfilling job in my career. I can't tell you enough of how I have enjoyed working with each of you. You've given me far more support that I could've imagined. I want to thank you for all the times you've challenged me with your questions and *differing opinions*

And I want to express my special thanks to Chairman Evans for the partnership that he and I have been able to establish, and to my Executive Streckenback for his *high expectations*.

leadership of both these gentlemen transcended politics and consistently advanced the mission of Brown County Human Services. I will always be grateful for their support.

Thank you all so much. I will miss this.

Respectfully Submitted,

Brian Shoup  
Executive Director